

FILED

OCT 10 2018

Clerk, U.S. District Court
Texas Eastern

IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF TEXAS
SHERMAN DIVISION

UNITED STATES OF AMERICA

v.

JUAN ANTONIO MARTINEZ
a.k.a. Antonio Juan Martinez

§
§
§
§
§
§

No. 4:18CR

Judge

203

Mazzant

INDICTMENT

THE UNITED STATES GRAND JURY CHARGES:

Count One

Violation: 21 U.S.C. § 841(a)(1)
(Possession with the Intent to Distribute
Methamphetamine)

On or about August 18, 2018, within the Eastern District of Texas, **Juan Antonio Martinez, a.k.a. Antonio Juan Martinez**, defendant, did knowingly did knowingly and intentionally possess with the intent to distribute a mixture or substance containing a detectable amount of methamphetamine.

In violation of 21 U.S.C. § 841(a)(1).

Count Two

Violation: 18 U.S.C. § 924(c)
(Possession of a Firearm in Furtherance
of a Drug Trafficking Crime)

On or about August 18, 2018, within the Eastern District of Texas, **Juan Antonio Martinez, a.k.a. Antonio Juan Martinez**, defendant, did knowingly possess a firearm, namely, a Diamondback .380 Caliber Pistol, Model DB380, Serial Number ZG9191, in

furtherance of a drug trafficking crime for which he may be prosecuted in a Court of the United States, to wit: possession with intent to distribute methamphetamine.

In violation of 18 U.S.C. § 924(c).

Count Three

Violation: 18 U.S.C. § 922(g)(1)
(Felon in Possession of a Firearm)

On or about August 18, 2018, within the Eastern District of Texas, **Juan Antonio Martinez, a.k.a. Antonio Juan Martinez**, defendant, having been convicted of a crime punishable by imprisonment for a term exceeding one year, did knowingly possess in and affecting commerce the following firearm, a Diamondback .380 Caliber Pistol, Model DB380, Serial Number ZG9191.

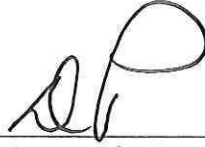
In violation of 18 U.S.C. § 922(g)(1).

NOTICE OF INTENTION TO SEEK CRIMINAL FORFEITURE

As a result of committing the offense charged in this Indictment, this defendant shall forfeit to the United States, pursuant to 18 U.S.C. § 924(d)(1), 28 U.S.C. § 2461, and 21 U.S.C. § 853, all property used to commit or facilitate the offenses, proceeds from the offenses, and property derived from proceeds obtained directly or indirectly from the offenses, including but not limited to:

- a. a Diamondback .380 Caliber Pistol, Model DB380, Serial Number ZG9191;
- and
- b. Any ammunition related to the case.

A TRUE BILL



GRAND JURY FOREPERSON

JOSEPH D. BROWN
UNITED STATES ATTORNEY



TRACEY M. BATSON
Assistant United States Attorney

10-10-18
Date

IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF TEXAS
SHERMAN DIVISION

UNITED STATES OF AMERICA

v.

JUAN ANTONIO MARTINEZ
a.k.a. Antonio Juan Martinez

§
§
§
§
§

No. 4:18CR ____

Judge _____

NOTICE OF PENALTY

Count One

Violation: 21 U.S.C. § 841(a)(1)

Penalty: If 50 grams or more of a mixture or substance containing a detectable amount of methamphetamine or if 5 grams or more of methamphetamine (actual) – not less than 5 years and not more than 40 years imprisonment, a fine not to exceed \$5 million, or both, supervised release of at least 4 years;

Special Assessment: \$100.00

Count Two

Violation: 18 U.S.C. § 924(c)

Penalty: Imprisonment of not less than 5 years, unless the firearm is brandished, in which case the minimum is 7 years, or unless the firearm is discharged, in which case the minimum sentence is 10 years, which must be served consecutively to any other term of imprisonment, a fine not to exceed \$250,000.00, or both; and supervised release of at least three (3) years, but not more than five (5) years.

In the case of a second or subsequent conviction, imprisonment of not less than 25 years which must be served consecutively to any other term of imprisonment, a fine not to exceed \$250,000, or both; and supervised release of at least three (3) years, but not more than five (5) years.

Special Assessment: \$100.00

Count Three

Violation: 18 U.S.C. § 922(g)(1)

Penalty: Imprisonment for a term of not more than ten years; a fine not to exceed \$250,000.00; and supervised release of not more than three years.

Special Assessment: \$100.00 for each count